



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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MARILYN Y. ARMSTRONG, et al., :

Plaintiffs, :

07 Civ. 3561 (GEL) (HBP)

-against- :

ORDER

METROPOLITAN TRANSPORTATION :  
AUTHORITY, et al., :

Defendants. :

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PITMAN, United States Magistrate Judge:

A conference having been held in this matter on September 4, 2008 during which various discovery issues were discussed, for the reasons stated on the record in open court, it is hereby ORDERED that:

1. Defendants' application to compel Maczyk to submit an examination by a psychiatrist or psychologist is granted.

2. No later than October 6, 2008, plaintiffs' counsel is to advise defendants' counsel whether Maczyk will offer expert testimony concerning plaintiff's claim that he suffered from dystonia as a result of defendants' alleged actions. If Maczyk elects to offer such testimony, defendants will also be entitled to have Maczyk entitled by a neurologist.

3. Defendants' application to compel Alvarado, Armstrong and Urquhart to submit a psychological examination is granted in part and denied in part. Defendants' application is granted to the extent that defendants seek to have each of these plaintiffs examined by a by a psychologist or psychiatrist limited to the time period in which each of these plaintiffs consulted with a psychiatrist or psychologist

Dated: New York, New York  
September 12, 2008

SO ORDERED

  
HENRY PITMAN  
United States Magistrate Judge

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